

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

UNITED STATES OF AMERICA,)	CR. 08-50033-AWB
)	
Plaintiff,)	
)	
vs.)	ORDER GRANTING FOURTH MOTION TO CONTINUE
ANGELO PEREZ,)	
)	
Defendant.)	

Defendant moves for a 30-day continuance in the above-captioned case. Docket 94. Defense counsel states that his expert needs more time to review discovery from the Government. The Government does not oppose this motion. The Court finds that the ends of justice served by continuing this trial outweigh the best interests of the public and the Defendant in a speedy trial. Based on the foregoing, it is therefore

ORDERED that Defendant's motion is granted. The following deadlines shall apply:

Suppression/voluntariness motions	January 27, 2009
Responses to motions due	Within five days after motion is filed
Subpoenas for suppression hearing	January 27, 2009
Suppression/voluntariness hearing before Magistrate Judge Veronica Duffy	If necessary, shall be held before February 10, 2009
Applications for Writ of Habeas Corpus Ad Testificandum	February 17, 2009
Other motions	February 24, 2009
Responses to motions due	Within five days after motion is filed

Subpoenas for trial	February 24, 2009
Plea agreement or petition to plead and statement of factual basis	February 24, 2009
Notify court of status of case	February 24, 2009
Motions in limine	March 3, 2009
Proposed jury instructions due	March 3, 2009
Jury trial	Tuesday, March 10, 2009, at 9 a.m.

The period of delay resulting from such continuance is excluded in computing the time within which the trial of the offense must commence. 18 U.S.C. § 3161(h)(8)(A).

All other provisions of the court's standing order remain in effect unless specifically changed herein.

Dated January 13, 2008.

BY THE COURT:

/s/ Andrew W. Bogue
 ANDREW W. BOGUE
 SENIOR DISTRICT JUDGE